

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruce Bent et al.
Title: MONEY FUND BANKING
SYSTEM
Appl. No.: 10/825,440 Reissue
Filing Date: 4/14/2004
Examiner: Jagdish Patel
Art Unit: 3693
Confirmation Number: 8474

SUPPLEMENTAL LITIGATION NOTIFICATION

Mail Stop REISSUE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is provided pursuant to 37 C.F.R. 1.178(b), concerning the above-referenced patent application.

Pursuant to 37 C.F.R. 1.178(b), Applicants are providing a supplemental litigation notice of concurrent proceedings in which the U.S. Patent No. 6,374,231 (the '231 patent) is involved.

Applicants' representative was notified by the firm of Amster, Rothstein & Ebenstein LLP, acting as litigation counsel for the assignee Island Intellectual Property LLC (defined as "Island IP"), Island IP's exclusive licensees, LIDs Capital LLC ("LIDs") and Intrasweep LLC, and their sublicensee, Double Rock Corporation, collectively, "the Island IP Parties," for the suits previously notified to the USPTO to enforce

U.S. Patent No. 7,509,286 (a continuation-in-part of patent applications: Ser. No. 09/677,535, filed on Oct. 2, 2000, Ser. No. 10/071,053, filed Feb. 8, 2002, and Ser. No. 10/382,946 filed Mar. 6, 2003, all these applications are continuations-in-part of patent application Ser. No. 09/176,340, now U.S. Patent No. 6,374,231, currently in reissue),

U.S. Patent No. 7,519,551, (a continuation-in-part of patent application Ser. No. 09/176,340, filed on Oct. 21, 1998 now U.S. Patent No. 6,374,231, currently in reissue, and a continuation-in-part of patent application Serial No. 09/677,535),

U.S. Patent No. 7,536,350 (a continuation-in-part of patent application Ser. No. 09/677,535, filed Oct. 2, 2000, and a continuation-in-part of patent application Ser. No. 10/071,053, filed Feb. 8, 2002, now U.S. Patent No. 7,519,551, both of which are continuations-in-part of patent application Ser. No. 09/176,340, filed Oct. 21, 1998 and now U.S. Patent No. 6,374,231, currently in reissue),

U.S. Patent No. 7,668,771, (a continuation of application Ser. No. 11/689,247, filed on March 21, 2007),

U.S. Patent No. 7,668,772, (a continuation of application serial no. 10/411,650, filed April 11, 2003, now U.S. Patent No. 7,536,350, which is a continuation-in-part of patent application Ser. No. 09/677,535, filed Oct. 2, 2000, and a continuation-in-part of patent application Ser. No. 10/071,053, filed Feb. 8, 2002, now U.S. Patent No. 7,519,551, both of which are continuations-in-part of patent application Ser. No. 09/176,340, filed Oct. 21, 1998 and now U.S. Patent No. 6,374,231, currently in reissue),

U.S. Patent No. 7,672,886, (a divisional application of patent applications: Ser. No. 09/677,535, filed on Oct. 2, 2000, which is continuation-in-part of patent application Ser. No. 09/176,340, filed Oct. 21, 1998 and now U.S. Patent No. 6,374,231, currently in reissue), and

U.S. Patent No. 7,680,734, a continuation-in-part of patent application Ser. No. 09/677,535, filed Oct. 2, 2000, and a continuation-in-part of patent application Ser. No. 10/071,053, filed Feb. 8, 2002, now U.S. Patent No. 7,519,551, both of which are

continuations-in-part of patent application Ser. No. 09/176,340, filed Oct. 21, 1998 and now U.S. Patent No. 6,374,231, currently in reissue),

against several accused infringers in the U.S. District Court for the Southern District of New York, case no. 09 CV 2675,

that the following Answers and Counterclaims were filed:

Lawsuit by Island Intellectual Property LLC, Lids Capital LLC, Double Rock Corporation and Intrasweep LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Deutsche Bank Trust Company Americas' First Amended Answer to Consolidated First Amended Complaint and Counterclaims, December 4, 2009, Civil Action No. 09 CIV 2675 (VM) (AJP), (Document 86). **IDS Item P42** filed 3/30/10.

Lawsuit by Island Intellectual Property LLC, Lids Capital LLC, Double Rock Corporation and Intrasweep LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Total Bank Solutions, LLC's First Amended Answer to Consolidated First Amended Complaint and Counterclaims December 4, 2009, Civil Action No. 09 CIV 2675 (VM) (AJP) (Document 87). **IDS Item P43** filed 3/30/10.

Lawsuit by Island Intellectual Property LLC, Lids Capital LLC, Double Rock Corporation and Intrasweep LLC against Promontory Interfinancial Network LLC, MBSC Securities Corporation, Deutsche Bank AG, Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Stipulation and Order, October 29, 2009, Case No. 09 CV 2675 (VM) (AJP) (Document 73). **IDS Item P45** filed 3/30/10.

Lawsuit by Island Intellectual Property LLC and Intrasweep LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, Complaint for Patent Infringement, Jury Trial Demanded, February 23, 2010, Case No. 10 CV 1518. **IDS Item Q89** filed 3/26/10.

Lawsuit by Island Intellectual Property LLC and Lids Capital LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, Complaint for Patent

Infringement, Jury Trial Demanded, March 16, 2010, Case No. 10 CV 2268. **IDS Item Q90 filed 3/26/10.**

Lawsuit by Island Intellectual Property LLC, Lids Capital LLC, Double Rock Corporation, and Intrasweep LLC against Deutsche Bank Trust Company Americas, and Total Bank Solutions, LLC, Defendants' Preliminary Invalidity Contentions, March 12, 2010, Civil Action No. 09 Civ. 2675 (VM) (AJP). **IDS Item Q01 filed 3/31/10.**

Lawsuit by Island Intellectual Property LLC and Intrasweep LLC against Institutional Deposits Corp., Defendant Institutional Deposits Corp.'s Preliminary Invalidity Contentions, March 2010, Case No. 09-CV-03079-JEC. **IDS Item Q02 filed 3/31/10.**

Lawsuit by Island Intellectual Property LLC and Intrasweep LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Deutsche Bank Trust Company Americas' Answer to plaintiffs' February 23, 2010 Complaint and Counterclaims, May 4, 2010, Civil Action No. 09 Civ. 2675 (VM) (AJP). **IDS Item R03 filed 5/05/10.**

Lawsuit by Island Intellectual Property LLC and Intrasweep LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Total Bank Solutions, LLC's Answer to plaintiffs' February 23, 2010 Complaint and Counterclaims, May 4, 2010, Civil Action No. 09 Civ. 2675 (VM) (AJP). **IDS Item R04 filed 5/05/10.**

Lawsuit by Island Intellectual Property LLC and Lids Capital LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Deutsche Bank Trust Company Americas' Answer to plaintiffs' March 16, 2010 Complaint and Counterclaims, May 4, 2010, Civil Action No. 09 Civ. 2675 (VM) (AJP). **IDS Item R05 filed 5/05/10.**

Lawsuit by Island Intellectual Property LLC and Lids Capital LLC against Deutsche Bank Trust Company Americas and Total Bank Solutions, LLC, Total Bank Solutions LLC's answer to plaintiffs' March 16, 2010 Complaint and Counterclaims, May 4, 2010, Civil Action No. 09 Civ. 2675 (VM). **IDS Item R06 filed 5/05/10.**

Applicants' representative was notified by the firm of Amster, Rothstein & Ebenstein LLP, acting as litigation counsel for the assignee Island Intellectual Property LLC (defined as "Island IP"), Island IP's exclusive licensees, LIDs Capital LLC ("LIDs") and Intrasweep LLC, and their sublicensee, Double Rock Corporation, collectively, "the Island IP Parties," against accused infringer Institutional Deposit Corp. (IDC) in the U.S. District Court for the Northern District of Georgia, case no.09-CV-3079 (JEC), for infringement of U.S. Patent No. 7,536,350 (a continuation-in-part of patent application Ser. No. 09/677,535, filed Oct. 2, 2000, and a continuation-in-part of patent application Ser. No. 10/071,053, filed Feb. 8, 2002, now U.S. Patent No. 7,519,551, both of which are continuations-in-part of patent application Ser. No. 09/176,340, filed Oct. 21, 1998 and now U.S. Patent No. 6,374,231, currently in reissue),

that the following documents were filed:

Lawsuit by Island Intellectual Property LLC and Intrasweep., against Institutional Deposits Corp., Complaint for Patent Infringement, Jury Trial Demanded, November 4, 2009, Civil Action No. 09 CV 3079. **IDS Item P39** filed 3/30/10.

Lawsuit by Island Intellectual Property LLC and Intrasweep LLC, against Institutional Deposits Corp., Answer of Defendant Institutional Deposits Corp. to Complaint for Patent Infringement, December 10, 2009, Case No.09-CV-3079 (JEC), (Document 16). **IDS Item P40** filed 3/30/10.

Lawsuit by Island Intellectual Property LLC, and Intrasweep LLC against Institutional Deposits Corp, Consent Order filed April 21, 2010, Case No.09-CV-3079 (JEC),. **IDS Item R02** filed 5/05/10.

Copies of these documents were supplied with the IDS filings referenced.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date 5/5/10

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